IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO. 873 OF 2004

IN

SUMMARY SUIT NO. 2984 OF 2004

Prakash R. Mondkar .. Plaintiff

vs.

Mr. Ashok D. Bagwe .. Defendant .

Mr. Mukesh Pabari for plaintiff

Mr. Suresh More for defendant.

CORAM : S.U. KAMDAR, J.

DATE : 10TH OCTOBER, 2005.

P.C.

. By consent of the parties the following order is passed.

2. That there shall be a decree on admission against the defendant and in favour of the plaintiff for the sum of Rs. 1 lac. The amount to be paid in 20 equal instalments of Rs. 5000/- each commencing from 10.11.2005 and 10th of each succeeding month. In an event of any two defaults or the default in payment of the last instalment, the plaintiff will be entitled to execute the decree with further

interest at the rate of 18% per annum from the date of the default. Suit disposed of accordingly.

3. In view of the disposal of the suit, the summons for judgment does not survive. Summons for judgment is dismissed as infractuous.

4. Refud of Court fee as per rules.